SINGLE BENCH (5)

100/-

Page No. (1)

IN THE HIGH COURT OF CHHATTISGARH

AT BILASPUR

W. P. NO. /2006

PETITIONER : R.B. Yadav,
S/o Shri G.R. Yadav,
aged about 57 years,
Occupation : Service (Head Master)
Incharge Principal, Kanya High
School, Anantpur, Tribal
Development Block, Makadi, Tahsil –
Kondagaon, District – Bastar, (C.G.).

P.R. No. 3849/06
Presented by Shri Shashi Yadav
dated 24/7/06

VERSUS

ARJUN SINGH NAG
NOTARY
BASTAR DISTRICT
JAGDALPUR Dist. Bastar (C.G.)

RESPONDENTS : 1. State of Chhattisgarh
Through: Secretary,
Scheduled Tribe and Scheduled
Caste Development Department,
D.K.S. Bhawan, Raipur (C.G.).

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2. The Assistant Commissioner,
Tribal Development, Jagdalpur,
District – Bastar, (C.G.).

3. The Block Education Officer,
Tribal Development Block,
Makadi, Tahsil - Kondagaon,
District – Bastar, (C.G.).

(6)

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF APPROPRIATE WRIT, DIRECTION, ORDER TO DO JUSTICE IN THE MATTER

(34)

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP 3828/06 **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	7.8.2006 Shri Subhash Yadav, Advocate for the petitioner. Shri Sumesh Bajaj, Govt. Advocate for the State on advance copy. Heard. By this petition the petitioner has challenged his transfer order dated 4.7.2006 whereby he has been transferred from Balak Ashram, Anantpur, Development Block Makadi, District Bastar to Government Poorva Madhyamik School, Kodegar, Development Block Bastanar, District Bastar. The main grounds of challenge are that firstly the petitioner has been shown to be transferred at his own request, whereas, the petitioner has never made any request. The second ground is that he is presently working as Principal, Girls High School, Anantpur, Tribal Development Block Makadi, whereas, he has been included in the transfer list of Upper Division Teachers. The third ground is that the petitioner is not working at Balak Ashram, Anantpur, Development Block Makadi, District Bastar, whereas, he has been shown to be working in Balak Ashram, Anantpur, Development Block Makadi, District Bastar and the place where the petitioner has been transferred no such school is there. In the circumstances, learned counsel for the petitioner submits that in order to remove all these anomalies occurred in the impugned transfer order the petitioner may be allowed to make a detailed representation to respondent No.1 and in turn, he be directed to decide the same in accordance with law, to which Shri Bajaj, learned Govt. Adv. for the State has no objection. Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, without expressing any opinion on the	

P.T.O.

XI-HC-78

(95)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..... सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश —2—	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

merit of the case, the petitioner is allowed to make a detailed representation to respondent No.1 raising all the grievances within 10 days from today along with copy of this petition and in turn, respondent No.1 to decide the representation of the petitioner within a period of 30 days from the date of receipt of representation in accordance with law after considering all the grievances raised by the petitioner.

Till then the petitioner should not be relieved, if already not relieved.

With the direction aforesaid, the petition stands disposed of.

Consequently, M.(W.)P. No.2987/06 & I.A. No.7255/06 also stands disposed of.

Certified copy as per rules.

Sd/-
L.C. Bhadoo
Judge

Roshan/-

P.T.O.

10.8.06

BILAS
DATE